

First Supplement to Memorandum 2018-11

**California Public Records Act Clean-Up: Part 3. Inspection Procedures
(Public Comment)**

The Commission¹ has received the attached public comment from the California Public Records Act Committee of the City Attorneys' Department of the League of California Cities (hereafter, "League") on the content of Memorandum 2018-11.

The League agrees with the four changes suggested by the staff in that memorandum to the proposed recodification in this study,² and with the staff's proposal in the staff draft attached to that memorandum regarding placement of a provision defining the term "unusual circumstances."³

The League also expresses no objection to the staff's indicated inclination regarding placement in the recodification of provisions defining the terms "enterprise system" and "system of record."⁴

Respectfully submitted,

Steve Cohen
Staff Counsel

1. Any California Law Revision Commission document referred to in this memorandum can be obtained from the Commission. Recent materials can be downloaded from the Commission's website (www.clrc.ca.gov). Other materials can be obtained by contacting the Commission's staff, through the website or otherwise.

The Commission welcomes written comments at any time during its study process. Any comments received will be a part of the public record and may be considered at a public meeting. However, comments that are received less than five business days prior to a Commission meeting may be presented without staff analysis.

2. See Memorandum 2018-11, pp. 3-4.

3. See Staff Note following proposed Government Code Section 7922.535 in the draft attached to Memorandum 2018-11.

4. See Staff Note following proposed Government Code Section 7922.700 in the draft attached to Memorandum 2018-11.



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February 5, 2018

VIA EMAIL

Steve Cohen
California Law Revision Commission
c/o UC Davis School of Law
Davis, CA 95616
Email: scohen@clrc.ca.gov

Re: California Law Revision Commission Study of California Public Records Act

Dear Mr. Cohen:

I write on behalf of the California Public Records Act Committee (“Committee”) of the City Attorneys’ Department of the League of California Cities. The Committee appreciates the opportunity to comment on the California Law Revision Commission’s (“CLRC”) Memorandum 2018-11 and we look forward to working with CLRC on its California Public Records Act (“CPRA”) revision project.

Comments on Memorandum 2018-11

The Committee agrees with CLRC’s suggested four changes to the cumulative draft as set forth in the Memorandum 2018-11 on pages 3 and 4.

The Committee agrees with CLRC’s Staff Note, Staff Draft (Part 3) – January 31, 2018, page 4, to keep the CPRA’s definition of “unusual circumstances” in close proximity to the substance of Section 6253(c).

The Committee has no objection to CLRC’s Staff Note, Staff Draft (Part 3) – January 31, 2018, page 10, to place the CPRA’s definition of “enterprise system” and “system of record” in “Chapter 2. Definitions.”

Steve Cohen
February 5, 2018

Conclusion

Thank you for the opportunity to comment on the CLRC revision project. The Committee looks forward to working closely with the CLRC in the future. Please do not hesitate to contact me with any questions and/or to discuss this matter further.

Very Truly Yours,

BERLINER COHEN



JOLIE HOUSTON

Chair, California Public Records Act Committee,
League of California Cities

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JH